## NT OF CASE

## **DEPARTMENT OF THE NAVY**

BOARD FOR CORRECTION OF NAVAL RECORDS 701 S. COURTHOUSE ROAD, SUITE 1001 ARLINGTON, VA 22204-2490

> Docket No. 5581-23 Ref: Signature Date

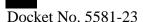
Dear ,

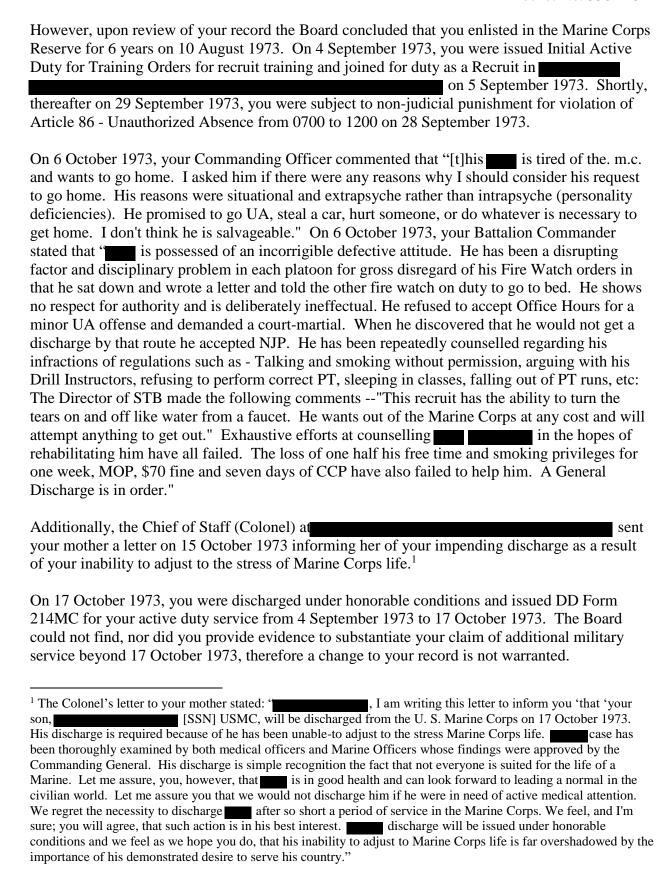
This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

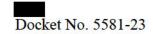
Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 26 October 2023. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested that your DD Form 214MC, Report of Separation from Active Duty dated 17 October 1973 reflect your total time in service. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. Specifically, that you "believe that my DD 214 is incorrect. I have attached a listing of all the place that I was in the military; however, no one can seem to find my DD 214s. I was told by by that they were in said they did not know where they could be. I am asking that a deeper search done to see if my records can be and found. In 1973, July, I joined the military. 1973, I was sent to to On October 26, 1973, landed in I spent close to 10 months in and no records are being shown, 1 saw murders, atrocities, crimes against nature, all kinds of stuff."







You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

